IN THE HIGH COURT OF JUDICATURE OF ANDHRA PRADESH AT HYDERABAD

THE HON'BLE SRI JUSTICE C.V.RAMULU

W.P.No.31739 of 1998

Dated: 17th July, 2006

Between:

Gogadi Brahmaiah

.. Petitioner

and

The Government of Andhra Pradesh,
rep. by its Principal Secretary,
Irrigation Department, Secretariat,
Hyderabad & others.

.. Respondents

THE HON'BLE SRI JUSTICE C.V.RAMULU

W.P.No.31739 of 1998

ORDER:

This writ petition is filed seeking a Mandamus declaring the action of the respondents in not passing award and paying compensation in respect of land to an extent of Ac.1-11, 0.11 cents and 0.5 cents in Survey Nos.250/1A, 250/1B and 251/1 along with

structures standing thereon situated at Konapuram village, Nandalur mandal, Cuddapah district having issued notification under Section 4(1) of the Land Acquisition Act, 1894 (for short 'the Act') in A.P. Gazette No.41/TGP/95 dated 16.10.1995 and declaration under Section 6 of the Act published in A.P. Gazette No.18/TGP/96 dated 29.6.1996 as illegal and arbitrary.

The grievance of the petitioner is that though his lands mentioned above were acquired, but the structures raised thereon were not taken into consideration for the purpose of paying compensation.

A detailed counter affidavit has been filed by the respondent No.3 stating that Award No.5/98-99 was already passed on 30.10.1998. If the petitioner is not satisfied with the award, he can seek reference under Section 18 of the Land Acquisition Act, 1894.

Therefore, the writ petition is closed giving liberty to the petitioner to work out his remedies as available under law. No costs.

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C.V.RAMULU, J

Date: 17.7.2006
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